

SWS:imp 1/22/07 60081

PATENT

AF  
SW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re application of:

Rhoads et al.

Application No.: 09/476,686

Filed: December 30, 1999

For: WATERMARK-BASED PERSONAL  
AUDIO APPLIANCE

Examiner: H. Song

Date: January 22, 2007

Response Under 37 CFR § 1.116


Expedited Procedure

Art Unit: 2135

Conf. No.: 8157

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on January 22, 2007, as First Class Mail in an envelope addressed to: MAIL STOP AF, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

  
Steven W. Stewart  
Attorney for Applicant

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

MAIL STOP AF  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed September 21, 2006, finally rejecting claims 5,6,11-16,25,26 and 44-50 (Fee of \$500.00)

If any additional extension of time is required, please consider this a petition therefor.

Please charge \$500.00 (fee for Notice of Appeal) and any additional fees which may be required in connection with the filing of these papers or credit any over-payment, to Deposit Account No. 50-1071.

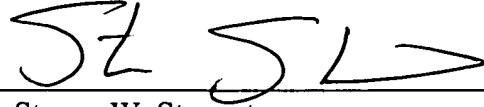
Respectfully submitted,

Date: January 22, 2007

DIGIMARC CORPORATION

**CUSTOMER NUMBER 23735**

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By   
Steven W. Stewart  
Registration No. 45,133

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